

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Call to Order: Chairman Dan Villa, on February 16, 2009 at 9:00 A.M., in Room 472 Capitol.

ROLL CALL

Members Present:

Rep. Dan Villa, Chairman (D)
Sen. Debby Barrett, Vice Chairman (R)
Rep. Bill E. Glaser (R)
Sen. Bob Hawks (D)
Rep. Roy Hollandsworth (R)
Sen. Jim Peterson (R)
Rep. Cheryl Steenson (D)

Members Excused: None.

Members Absent: None.

Staff Present: Amy Carlson, OBPP
Shirley Chovanak, Committee Secretary
Nancy Hall, OBPP
Pam Joehler, Legislative Branch (LFD)
Suzan Scott, OBPP
Jim Standaert, Legislative Branch (LFD)
Kris Wilkinson, Legislative Branch (LFD)

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: General Fund Revenue Status

Executive Action: Executive Action - All Education Agencies

00:00:00 Chairman Villa

GENERAL FUND REVENUE STATUS

Revenue Estimate:

00:00:58 Jim Standaert, Legislative Fiscal Division (LFD)
EXHIBIT(jeh36a01)

Discussion:

00:14:48 Chairman Villa
00:14:57 Mr. Standaert
00:15:06 Sen. Peterson
00:15:46 Chairman Villa
00:16:10 Mr. Standaert
00:16:41 Kris Wilkinson, LFD
00:16:54 Mr. Standaert
00:16:56 Ms. Wilkinson
00:16:58 Mr. Standaert
00:17:18 Chairman Villa
00:17:28 Mr. Standaert
00:17:34 Chairman Villa

Economic Stimulus Jobs Package:

00:17:53 Ms. Wilkinson

Discussion:

00:19:21 Sen. Peterson
EXHIBIT(jeh36a02)
00:21:37 Chairman Villa
00:23:17 Ms. Wilkinson
00:24:31 BJ Granbery, Office of Public Instruction (OPI)
00:25:46 Sen. Hawks
00:26:39 Ms. Wilkinson
00:29:13 Chairman Villa

00:31:44 Break
00:37:42 Reconvene

Office of Public Instruction - HB 2 Language:

00:38:08 **Motion:** Sen. Hawks moved **ITEM 2A BE ADOPTED** contingent on passage of a bill by the 2009 legislature that increases the per-ANB entitlements and the basic entitlements by 3 percent in FY 2010 and by another

3 percent in FY 2011. If legislation is not passed that increases the per-ANB entitlements and the basic entitlements by 3 percent in FY 2010 and another 3 percent in FY 2011, then item 2a is reduced by \$16,010,738 in FY 2010 and by \$32,586,665 in FY 2011.

EXHIBIT(jeh36a03)

Discussion: None

00:39:55 **Vote:** Vote carried unanimously by voice vote.

00:39:58 **Motion:** Sen. Hawks moved **ITEM 2 BE ADOPTED**. OPI may distribute funds from the appropriation for In-State Treatment to public school districts for the purpose of providing for educational costs of children with significant behavioral or physical needs.

Discussion:

00:40:24 Sen. Peterson
00:40:40 Bob Runkel, OPI
00:41:44 Chairman Villa
00:41:55 Mr. Runkel
00:41:59 Chairman Villa
00:42:10 Mr. Runkel
00:42:25 Nancy Hall, OBPP

00:43:22 **Vote:** Motion carried unanimously by voice vote.

00:43:26 **Motion:** Sen. Hawks moved **ITEM 3 BE ADOPTED**. All revenue up to \$1.1 million in the traffic education account for distribution to schools under the provisions of 20-7-506 and 61-5-121 is appropriated as provided in Title 20, chapter 7, part 5.

Discussion:

00:43:51 Mr. Standaert
00:44:05 Julia Dilly, OPI

00:44:06 **Vote:** Motion carried unanimously by voice vote.

00:45:25 **Motion:** Rep. Steenson moved **ITEM 4 BE ADOPTED**. All appropriations for federal special revenue programs in state level activities and in local education activities and all general fund appropriations in local educational activities are biennial.

Discussion:

00:45:41 Chairman Villa

00:45:47 Mr. Standaert

00:46:10 **Vote:** Motion carried unanimously by voice vote.

Montana University System HB 2 Language:

00:47:01 **Motion/Vote:** Sen. Hawks moved **TO ADOPT** language that creates the lump sum appropriation. Motion carried unanimously by voice vote.

00:48:00 **Motion:** Sen. Hawks moved **TO ADOPT** Language appropriating all public funds received by MUS.

00:48:31 Pam Joehler, LFD

00:49:57 **Vote:** Motion carried unanimously by voice vote.

00:50:12 **Motion/Vote:** Sen. Hawks moved **TO ADOPT** language requiring MUS to provide access to MUS banner Information System. Motion carried unanimously by voice vote.

00:50:50 **Motion/Vote:** Rep. Steenson moved **TO ADOPT** language requiring MUS to provide electronic data required for state's budgeting system. Motion carried unanimously by voice vote.

00:51:22 **Motion:** Rep. Steenson moved **TO ADOPT** Language containing estimated public funds that will be received by MUS educational units and agencies and deposited to the current unrestricted fund. These revenues are in addition to the state funds contained in line items in HB 2.

Discussion:

00:51:50 Sen. Peterson

00:52:15 Ms. Joehler

00:52:55 Sen. Peterson

00:53:58 Mick Robinson, Office of Commissioner of Higher Education (OCHE)

00:53:49 Chairman Villa

00:53:58 Mr. Standaert

00:54:20 Sen. Peterson

00:55:08 Ms. Joehler

00:56:20 Mr. Robinson

00:56:44 Sen. Hawks
00:56:55 Mr. Robinson
00:57:37 Ms. Joehler

00:58:38 **Vote:** Motion carried unanimously by voice vote.

00:58:56 **Motion/Vote:** Sen. Hawks moved **TO ADOPT** language that requires the MUS units to transfer funds for bond payments relating to the state energy conservation program (need dollar amounts from OBPP). Motion carried unanimously by voice vote.

01:00:02 **Motion/Vote:** Rep. Steenson moved **TO ADOPT** language that requires the MUS to transfer funds to the Montana state library for the natural resource information system. Motion carried unanimously by voice vote.

01:00:33 Sen. Barrett
01:01:08 Ms. Joehler
01:01:10 Chairman Villa
01:02:50 Rep. Glaser

01:03:12 Break
01:19:45 Reconvene

Community Colleges - HB 2 Language:

01:20:34 **Motion/Vote:** Rep. Steenson moved **TO ADOPT** the language that identifies the total estimated audit costs for all three community colleges and the state share portion that is funded in the general appropriations act. Motion carried unanimously by voice vote.

01:21:20 Chairman Villa

01:21:57 **Motion:** Sen. Peterson moved **TO REQUEST** a committee bill that restricts the statutory general fund appropriation for use toward state funded positions only. This would reduce general fund costs by \$1.2 million in the 2011 biennium.

Discussion:

01:22:30 Sen. Hawks
01:26:01 Rep. Glaser
01:26:13 Sen. Peterson
01:27:09 Chairman Villa

01:29:00 **Vote:** Motion failed 4-3 by roll call vote with Reps.
Hawks and Steenson and Chairman Villa voting no.

01:29:12 **Motion:** Sen. Peterson moved **TO REQUEST** a committee bill
to specify the deposit and use of the proceeds of the
Pennsylvania Power and Light Company case on the
payment of riverbed rents from 2000 forward shall be 5
percent to the public school trust fund and 95 percent
to the guarantee account for equitable distribution to
the schools.

Discussion:

01:31:45 Sen. Hawks
01:33:17 Chairman Villa
01:33:42 Candace West, Attorney, Department of Natural Resources
and Conservation (DNRC)
01:42:27 Sen. Hawks
01:43:11 Ms. West
01:44:07 Sen. Peterson
01:44:27 Ms. West
01:45:23 Sen. Peterson
01:45:28 Ms. West
01:46:23 Sen. Peterson
01:46:30 Ms. West
01:46:50 Sen. Peterson
01:47:01 Ms. West
01:47:34 Sen. Hawks
01:48:09 Ms. West
01:48:17 Ms. Wilkinson
01:48:20 Ms. West
01:48:28 Ms. Wilkinson
01:49:04 Ms. West
01:49:41 Sen. Peterson
01:50:11 Mr. Standaert
01:50:35 Chairman Villa
01:51:04 Ms. West
01:51:36 Chairman Villa
01:52:23 Mr. Standaert
01:52:31 Sen. Peterson
01:54:16 Sen. Hawks
01:55:44 Ms. West
01:57:04 Sen. Hawks
01:57:25 Ms. West
01:57:55 Sen. Hawks
01:58:18 Sen. Peterson
01:59:37 Sen. Hawks
01:59:58 Sen. Peterson
02:01:23 Sen. Hawks

JOINT APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

February 16, 2009

PAGE 7 of 8

02:02:46 **Vote:** Motion failed 5-2 by roll call vote with
Rep. Steenson and Chairman Villa voting no.

02:02:57 Chairman Villa

02:03:45 Sen. Hawks

02:04:09 **Motion/Vote:** Rep. Glaser moved **TO ADJOURN**. Motion
passed unanimously by voice vote.

ADJOURNMENT

02:04:09 Adjournment

Shirley Chovanak, Secretary

Additional Documents
sc

Additional Documents:

EXHIBIT ([jeh36aad.pdf](#))